

OGDEN SPECIAL IN SMASH-UP.

PROF. FARNUM AND EDITOR
M'KELWAY AMONG THE INJURED

Four Trainmen Are Burned to Death—None
of the Party Is Dangerously Hurt
—Mr. Ogden Says There Was Criminal
Negligence—Start for New York.

COLUMBIA, S. C., April 29.—The Robert C. Ogden special bearing the members of the Conference for Education in the South, which left Columbia at 3:30 o'clock this morning, was wrecked one mile north of Greenville at 7:50 A. M., killing four trainmen and injuring a dozen of the Ogden party.

The special was running at the rate of fifty miles an hour when it struck a drilling engine drawing a load of empty cars on a sharp curve. The engine of the special struck the baggage cars, which were completely demolished, while the forward dining car ran upon the debris. The sleeping cars remained upon the track.

Prof. Henry W. Farnum of Yale University was perhaps the most seriously injured of the passengers. His arm was broken and his head was bruised. Mrs. Farnum was hurt on the head and shoulder. Dr. St. Clair McKelway, editor of the *Brooklyn Eagle*, was knocked down in the dining car and placed beneath timbers, but was rescued without serious injury. He sustained a wrench of the back.

R. M. Ogden, secretary to Robert C. Ogden, was bruised and cut, but had no bones broken. Mrs. Thorpe, daughter of the poet Longfellow, was slightly bruised.

All of the injured passengers were in the forward dining car. Mr. Ogden and Mrs. Ogden were among those who were injured. The dining car was completely consumed by fire. The forward end of the dining car caught fire. The blaze was soon extinguished, but not until it had killed four trainmen flamed in there. They were: C. M. Coope, a flagman, and J. Little W. Cummings and J. F. Hayne, colored dining car employees. Engineer Hunter saved his life by jumping, but had an arm and leg broken.

The crew of the shifting engine say they had not been notified to look out for the special and had no knowledge of its approach. It is said that the special's crew was making its first trip on that division. All day newly made friends of the members of the Ogden party have made anxious inquiries as to the condition of those injured.

Mr. Ogden, who is deeply grieved and shocked, has ordered that the dead be buried as soon as possible. The remaining portion of the trip has been abandoned, and the party will return direct to New York.

Mr. Ogden telegraphed to Gov. Haywood to-day as follows: "Would respectfully suggest extreme use of executive power as may exist by Governor's jury or Railroad Commission for investigation of criminal negligence." Four hands killed and others injured, also Prof. and Mrs. Farnum. My impression is that the cause is bad and needs drastic treatment."

To the above Gov. Haywood replied as follows: "I have referred your telegram to the Railroad Commission who will immediately investigate wreck. Coroner's inquest will be held by county authorities. The wreck occurred on the Southern Railway near Greenville, which has a population of 15,000 and is 133 miles from Columbia."

Robert C. Ogden, chairman of the Conference for Education in the South, left Philadelphia last Tuesday with a party of distinguished guests on a special train, consisting of six compartment cars, two dining cars, a baggage car and a combination smoking and observation car. The first stop after Washington was made at Columbia, S. C., where the conference, lasting until Friday night, was held.

The party left early yesterday morning for Greenville, to inspect the local educational institutions upon the invitation of the Mayor. The train was then to make a short stop at Spartanburg, arriving at Biltmore this evening for an overnight stay at Kenilworth Inn.

Col. Ogden's guests included: Mr. and Mrs. St. Clair McKelway, Mr. and Mrs. Seth Low, Mrs. Robert Abbott, Dr. and Mrs. Ernest H. Abbott, the Rev. and Mrs. Samuel H. Bishop, Mr. and Mrs. Stephen Baker, the Rev. Dr. and Mrs. W. C. Bittling, Mr. and Mrs. V. Everit Macy, George Foster Peabody, Dr. James E. Russell, dean of Teachers College; Mr. and Mrs. William R. Moody, Edward P. Devine, Miss Nathalie Curtis, John P. Egan, Mr. and Mrs. Anderson Fowler, A. S. Friswell, Mr. and Mrs. Frederick T. Gates, L. L. Lewis, Charles E. Bigelow, Arthur Curtis James, Dr. William Jay Schieffelin, the Rev. Dr. and Mrs. Ernest M. Stires, Mr. and Mrs. Hammond Lamont, Dr. William Buttrick, secretary of the General Education Board; E. H. Clements, editor of the *Bast-A Transcript*; the Right Rev. W. M. McKivker, Bishop of Rhode Island; Dr. A. S. Draper, State Superintendent of Instruction; Mr. and Mrs. Joseph N. Elmhurst of Boston, John Graham Brooks of Cambridge, the Rev. Samuel M. Crowther of Cambridge, the Rev. Paul R. Frothingham of Boston, Mrs. A. J. Montague, wife of Gov. Montague of Virginia; Dr. Francis S. Peabody of Harvard, Mrs. B. S. Mumford of Richmond, Dr. and Mrs. H. B. Trissell of Hampton Institute and Prof. and Mrs. Henry W. Farnum of Yale.

Edward M. Shepard was in the party but did not leave Columbia on the train yesterday.

Gov. Higgins in Town Again.

Gov. Higgins came back from Albany last night and went to the Albemarle Hotel, where his wife and family have been for several days. The Governor said he came here to spend the night with his family and that he would return to Albany to-day.

Benjamin Kahn, the wealthy manufacturer, who was killed Thursday morning, was one of the group of business men who carry heavy and arduous insurance. He was killed Thursday by a client's light pole which an auto truck tipped over in Union Square. Kahn was married to the wife of his death. His beneficiary received \$50,000, being the amount of his life insurance. He was a member of the Union National Bank of America, 55 William street, New York.

MAN LOST \$300,000 AT CANFIELD'S.

Delahanty Collected \$120,000 From Lessor
—Start for His Commission to Be Tried.

Justice Davis denied in the Supreme Court yesterday the motion of Richard A. Canfield to consolidate two actions brought against him by his former attorney, John Delahanty, in which Delahanty seeks to recover, all told, \$22,500. Canfield was represented by Curtis, Arms & Keenan of Elmhurst and Delahanty's attorney was Solomon Hanford.

The motion was argued about two weeks ago and Mr. Hanford said that Canfield's only reason for wishing to consolidate the two suits was in order to put off the trial of action No. 1, as it is called, as long as possible. He said that action No. 1 was ready for trial, could be disposed of in less than an hour, and, therefore, ought to go on the short case calendar. If the two actions were consolidated, the dual cause could not be reached for trial in two years.

In denying the motion Justice Davis said: "Action No. 1 is at issue and can be tried within a short time. Action No. 2 is not in shape for trial of the issues of fact, a demurrer to one of the defenses in the amended answer having been interposed."

In Action No. 1 Delahanty sues to recover \$27,000, which he alleges is the amount due him for collecting for Canfield the sum of \$120,000 on a gambling debt. The papers in the case do not disclose the name of the person indebted to Canfield or of the character of the security for the debt which he put up. It is understood, however, that this man is very well known in New York and that the amount of Canfield's claim against him was over \$200,000. Delahanty settled the claim for \$120,000 and demanded of Canfield \$27,000, which was under commission agreement with his former client.

In Action No. 2 Delahanty seeks to collect \$17,500 for legal services rendered to Canfield following Jerome's raid on Canfield's house in East Forty-fourth street, on the night of Dec. 1, 1903. The trial of Action No. 1 will come on before Justice Leventritt in the Supreme Court early in June.

DUG TO THE DIVVY.

Sure Ye Can Find 'M' Anything in This
Town If Ye Do Dig.

The pickaxes pecked and the shovels dug in the hole the gang were making for the cellar of a new building in West Sixty-fourth street near Eleventh avenue. On the east edge of the excavation is a six foot fence and on the other side of the fence are negro tenements.

Down came a landlady from under the fence with a tawny, hairy live thing, three feet long, with four sets of curved claws every bit of four inches long.

"Tis the divly we've dug to!" shouted one of the men, and there was a rush out of the excavation.

The divly crawled around painfully on his awkward legs and showed no desire to make a capture.

"Sure, ye can find 'm' anything in this town if ye do dig," said the foreman, who stood his ground, "but neither divly nor baste can say that Pat Coughlin ran away from 'um."

The easiest path out of the hole was toward Coughlin and the divly shuffled that way slowly. The foreman raised a shovel and brought it down on the divly's head. The divly gave a few kicks and was dead.

Coughlin declared that killing was a good title, and that was his dead divly. He sold it to Saloon Keeper George Forman, over on the Amsterdam avenue corner. Everybody got a drink out of it.

The saloon keeper propped the divly up on the shelf behind the bar, with its head and claws in sight, and found it good for business. The divly was a three-toed sloth, or a. Some sailor man, it is supposed, brought it home as a pet. It had grown of the neighborhood of the lot and the yards of the nearby tenements for the last week. It slept daytime, and was apparently sleeping against the fence when the land-slip came.

PRESIDENT IS IN GOOD HEALTH.

Courier Chapman, Coming From His Camp,
No Reports—No Hunt Yesterday.

COLORADO SPRINGS, Colo., April 29.—The best information obtainable here to-night is that President Roosevelt is in good health. Sifting the numerous contradictory rumors and reports that have come out of the mountains to the effect that the President had a fever and that he would probably have to leave Colorado early next week, the conclusion is reached here that the President rested yesterday and to-day because of fatigue following ten days of unusually severe exercise.

A telephone message received from Smith's Ranch to-night said that Courier Elmer Chapman, having visited that place yesterday, charged with robbing the cigar factory of A. Siegel & Co., at 162 East Fifty-second street, early on Friday morning of 15,000 cigars valued at \$1,000. After breaking into the place, the thieves loaded the cigars into bags and carried them away in a wagon.

The factory is at the rear of the East Fifty-first street police station. Several people saw the thieves loading the wagon and ran around to the station house, but the thieves had driven away before the police got around the block.

Detectives Reith and McMullen got a tip that a lot of cigars were in the cellar at 300 East Twelfth street, and they were watching the place yesterday, when three men entered. The detectives say they heard Cohen and Watson say the cigars to the third man, and saw the latter, Charles Ustien, of 37 West 114th street, hand them some money. All three were arrested, Ustien being charged with receiving stolen goods and the other two with burglary. Cohen, the police say, was only recently released from the Elmira Reformatory.

TREATY WITH GERMANY STANDS.

Commercial Pact With Us Not Yet De-
nounced, but It May Be Later.

BERLIN, April 29.—The *Sun's* correspondent is officially informed that the German Government has not denounced the existing commercial treaty with the United States, although the possibility of this has been mentioned in recent correspondence with Washington.

The Imperial Government is now taking the views of the separate German governments with the object of submitting proposals to the United States. It depends wholly upon the nature of the latter whether Germany denounces the existing arrangement.

Don't take sides. Out of Bessie's Laxative at bedtime causes constipation.—Ad.

CZAR'S BID TO THE PEASANTS.

CONCILIATORY PROGRAM AS A
SHIELD AGAINST REFORMS.

Annulment of Indebtedness and Return to
Ancient Path Promised in Easter
Cakes—Rights for All Religions but
the Jew—No Disturbances as Yet.

Special Cable Dispatch to The Sun.
From The Sun Correspondent at St. Petersburg.

St. PETERSBURG, April 29.—The Czar's Easter cake, which is addressed to the Imperial Senate, launches the program of rallying the peasantry to the autocracy, which the Imperial party under the Grand Duke Alexander Michailovitch has adopted as the Emperor's shield against the reform agitation.

The cake, which will be issued to the nation to-morrow, provides for the annulment of the peasants' indebtedness to the Government for advances in the recent insolvent condition of village communes. It also orders that all Christian sects be permitted to exist without penalty.

Adherents of the Old Faith, whose altars were sealed up by M. Pobedonostzeff, Procurator-General of the Holy Synod, twenty years ago, and who now number 17,000,000, will have their altars open to worship on the Russian Sunday undisturbed. The cake provides further that converts from the Orthodox faith to other Christian creeds shall not be punished. This decree makes lawful changes in faith for which hundreds of thousands of Russian have been expropriated and exiled to Siberia.

The cake further decrees that the Mohammedan and other non-Christian subjects of the Emperor, except the Jews, shall have equal rights and shall no longer be styled pagans. Nothing is conceded to the Jews.

The cake names Baron Nolde, secretary of the Council of Ministers, who recently drew up the proposals of the Grand Duke Alexander's party, as successor to M. Vorontzoff-Dashoff as Governor of the Caucasus.

There were no disturbances during the Easter Eve services at the capital. The number of beggars on the streets was unprecedented.

The capital awaited with impatience the Easter Eve celebration without the presence of the Czar. For the first time in his reign he did not attend the midnight service in the cathedral of the Winter Palace, and some of his entourage participated in the great public services at the Cathedral of St. Isaac and Kanan.

There are reports that bombs will be thrown, but these are ascribed to Governor General Treppoff's police agents, who have already intimidated a large part of the city by warning householders that hordes of ruffians will invade the capital to-morrow in order to loot whatever they can.

The anti-government organizations, even those of the most extreme character, repudiate the assertions that preparations are being made to pillage and burn. The real popular fear is that the police warnings are a mask for a plot, which has a semi-official origin, to incite attacks on the intellectual people.

Such a movement would, of course, be ascribed to spontaneous popular sentiment to their attacks on the Government. A crime so appalling is, however, almost inconceivable on the part of the unscrupulous representatives of the Czar's authority.

Nevertheless, there is a great popular apprehension regarding the possibilities of the next four days, and there has been an exodus of wealthy persons in the last few days. Twenty thousand extra troops are quartered in the suburbs where the workmen live, in addition to the full garrison at the capital. The arrests by the secret police numbered more than 1,000 daily for the last three days.

SCHWAB NOT TO BUILD NAVY.

Denial of Report That He Has Contracted
With Russia for Warships.

Special Cable Dispatch to The Sun.
ST. PETERSBURG, April 29.—It is learned on the most trusted authority that the story about Charles M. Schwab, making a contract with the Government to build warships is untrue.

German Bankers Take Russian Loan.
Special Cable Dispatch to The Sun.

BERLIN, April 29.—The Russian short-term loan of \$100,000,000, issued through Mendelssohn & Co., of Berlin, has already been taken up by German banks. Applications from English bankers were refused.

BURGERS IN REAR OF STATION.

Got Away With 15,000 Cigars—Stealth
Seen Smoked Them Out.

Harris Cohen, 22 years old, of 133 West 113th street, and Jacob Watson, a cigar maker, of 58 East 107th street, were arrested by Detective Sergeants Reith and McMullen yesterday, charged with robbing the cigar factory of A. Siegel & Co., at 162 East Fifty-second street, early on Friday morning of 15,000 cigars valued at \$1,000. After breaking into the place, the thieves loaded the cigars into bags and carried them away in a wagon.

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FERRY AND CITY SETTLE.

Current Rental to Be 2 Per Cent. of Gross
Receipts.

The Union Ferry Company sent yesterday to the Comptroller an offer to pay arrears of rent at the rate of 2 per cent. on the gross receipts from May, 1901, to October, 1904, and at the rate of 2 per cent. from November, 1904, to May, 1905. These terms are satisfactory to the Comptroller and will be accepted at the next meeting of the Sinking Fund Commission. The old rental was 7 per cent. but the Bridge knocked that out of reason. The ferryboats will now continue to run.

BEWEE'S SUE WINS A GRAPE JUICE.

Unusually hot week and over-poured.
H. Bewee & Son Co., 128 Fulton St., New York.
—Ad.

MONTGOMERY'S AIRSHIP FLIES.

The Aeroplane, Under Perfect Control, Is
Tested at a Height of 3,000 Feet.

SAN JOSE, Cal., April 29.—At a private exhibition of the aeroplane to-day at Santa Clara College, Prof. Montgomery's birdlike creation did everything that its inventor has said it would. Like a great colored fly the aeroplane disappeared itself in the air, shooting in all directions, turning in circles of a radius of 100 feet and diving and darting upward in response to the will of the aeronaut.

The maneuvers were conducted at a height of from 2,000 to 3,000 feet for five minutes. Then the machine was steered toward the ground and was not even started in flight. Archbishop Montgomery, a cousin of the inventor, was present, and besides priests of Santa Clara there were others from San Francisco, as the day was the feast day of the Rev. Robert E. Kennis, S. J., president of the college.

MRS. LANE SUES FOR SLANDER.

She Wants \$100,000 From Mrs. Washburn,
\$50,000 For Words Spoken.

Mrs. May Lane has begun an action in the Supreme Court, Brooklyn, against Mrs. Millie Washburn, who demands \$100,000 damages for slander and libel. The defendant is the wife of Charles Irwin Washburn, a jeweler and diamond broker of John street, Manhattan, who is now separated from his wife and who is said to be living at the Hotel St. Regis. The plaintiff was formerly employed as private secretary for the defendant's husband. In her complaint Mrs. Lane alleges that the defendant in her husband's office said publicly:

"My husband pays your rent and pays your bills."

For this alleged slanderous statement the plaintiff demands \$25,000 damages. On Feb. 18 last, the plaintiff alleges, the defendant said to the plaintiff:

"What are you doing here in this office after hours? You are draining my husband of all the money he has. You are the redoubtable Mrs. Lane, famous in a sensational divorce case in Brooklyn."

For this Mrs. Lane demands an additional \$25,000. The extra \$50,000 demanded by Mrs. Lane is for certain allegations made in the defendant's complaint in her suit against her husband for separation. The action, although begun in the Supreme Court in Brooklyn, was never tried, the parties having agreed to live apart.

Mrs. Lane is a widow and lives at 2 Willow street, Brooklyn. The defendant is under 20 years old and her parents came from Kentucky. She is said to be wealthy in her own right. The defendant's husband is also said to be wealthy. He is a member of the Harlem Yacht Club. Mrs. Washburn is at present in Atlantic City. Her counsel says she denies all the allegations.

MRS. HEVER NURSES OLD SERVANT.

Former Nancy Carnegie Goes to Pittsburg
to Care for Her Frie.

PITTSBURG, April 29.—Mrs. Jane Friel, an old servant and nurse in the family of Thomas M. Carnegie, who nursed Nancy Carnegie and taught her to walk, is lying very ill here from a ruptured blood vessel. She fell when told that Nancy Carnegie had married James Hever, the family coachman, and since then her life has been despaired of. Her nurse for the last three days has been Mrs. Nancy Carnegie Hever, who on Thursday morning arrived in Pittsburg to take care of her old nurse.

Mrs. Friel lives with Mrs. Frederick C. Perkins, sister of Mrs. Hever. She has been in the service of the Thomas M. Carnegie family about forty years and is deeply attached to all the children. Mrs. Friel has been an invalid for nearly two years, having suffered a stroke of apoplexy. The condition of her health prevented her going to Dungeness, the Florida home of the Carnegies, and she was not aware of the marriage of Nancy to Hever.

The unexpected announcement and the manner in which it was made caused a second blood clot to gather on Mrs. Friel's brain, and Dr. Lawrence Litchfield had little hope of saving her. Mrs. Perkins was alone in the big house and telephoned to her sister, Mrs. Hever, telling the condition of their nurse. Mrs. Hever started the next morning, arriving in Pittsburg on Thursday. This afternoon Mrs. Friel telephoned that her baby was ill, and Mrs. Hever returned to New York.

FOG HOLDS STEAMSHIPS.

Campania, Celtic, St. Louis and Caledonia
Await a Chance to Come In.

The fog that rolled in from the sea on Friday night blocked the passage of big and little ships in and out of the Hook. The Campania, which arrived off the lightship before dawn yesterday, dropped anchor to wait for a clear space through which to dodge. The mist curtain lifted several times, but did not stay up long enough to warrant the careful Cunard commander in venturing up.

La Lorraine of the French line, which arrived about 11 A. M., was the clear atmosphere of the lower bay and came up to her dock in the afternoon. Several other steamships of less draft than the Campania, which arrived early in the morning, lifted anchor and came up. The Campania's commander decided to wait until this morning before docking.

Aboard La Lorraine were eighty-seven delegates from France, Holland, Portugal and Rumania to the International Railroad Congress to be held in Washington on Thursday. Jules Charles-Roux, president of the French line, and M. de Pellerin de Latouche, trustee.

The White Star liner Celtic, from Liverpool and Queenstown, was reported by Government wireless at 11 A. M. yesterday 160 miles east of Nantuxet. She may get up to her dock late this morning. The St. Louis of the American Line, from Southampton and Cherbourg, passed Nantuxet at 11:30 A. M., and the Caledonia of the Anchor Line, from Glasgow, was 110 miles east of the station at 11:30 A. M.

EARTHQUAKE IN SWITZERLAND.

Series of Shocks Felt in France, Too—Little
Damage Was Done.

Special Cable Dispatch to The Sun.
GENEVA, April 29.—An earthquake of Chamounix at 2:35 o'clock this morning was felt throughout the canton. A series of shocks alarmed the inhabitants, but little damage was done.

The earthquake was felt at Lyons, Pontarlier and Gex in France, as well as over a large portion of Switzerland.

OVER 100 KILLED IN TORNADO.

DEVASTATING STORM HITS LA-
REDO, TEX., AND ENVIRONS.

More Than 150 Houses Wrecked—25 Killed
in One Hotel—50 Cars Blown From
Track—Bridge Over the Rio Grande
Reported Destroyed—Mexico Suffered.

DALLAS, Tex., April 29.—A tornado swept the town of Laredo, Tex., early this morning. Over 100 persons were killed and several hundred injured. Twenty-five guests in one hotel were killed outright.

Fifty railroad coaches of the International and Great Northern and the Mexican National were blown away. It is estimated that over 150 houses were blown down, including the two hotels of the town. Gov. Latham is inquiring into the matter, with a view of sending relief to the storm sufferers.

It is difficult to get accurate reports of the damage done by the tornado, because the wires are down. General Superintendent Gates of the Southwestern Telephone Company, with headquarters in Dallas, said this afternoon that the lines of his company were down south of Cotulla, which is about eighty miles south of the city of Laredo.

He has advice by way of the city of Mexico from Laredo to the effect that the telephone exchange is a wreck and that telegraph and telephone wires are down all over the city.

Mr. Gates also received a despatch from San Antonio to the effect that the repair crew at Cotulla had learned from a conductor of a passenger train northbound that the bridge across the Rio Grande had been wrecked. The conductor said that his train had just escaped.

There are two bridges at Laredo across the river, and it is not clear which one was destroyed. Both are built of steel and are costly structures.

The tornado's ruin was not confined to Laredo. There was loss of life and damage in New Laredo, across the river in Mexico. The railroad dispatcher's office reports that it has information from the Mexican side that part of the town was damaged.

One report says that fifty houses were demolished, twenty persons killed and many injured. A long distance telephone message from Cotulla says the bodies of ten dead Mexicans have been recovered.

It is reported that fourteen persons have been killed outside of Laredo in Texas. Linemen making repairs to long distance telephone lines have reached within fifty miles north of Laredo. They report to-day a terrible state of devastation. From the reliable information which they have been able to gather concerning the situation at Laredo, they estimate the dead at from 40 to 100, most of whom are Mexicans.

FAVOR HOOKER'S REMOVAL.

Announcement Made That the Assembly
Committee is Unanimous on That Point.

ALBANY, April 29.—A resolution adopted by a unanimous vote of the members of the Assembly Judiciary Committee providing for the removal of Supreme Court Justice Warren B. Hooker will be reported to the Assembly Monday night.

This rather surprising statement was made by a member of the committee which has been considering all the week the evidence in the case.

It has been contended right along that Assemblyman Mead of Albany and Wendell Schenck of Schenectady would vote against removal and would also submit a minority report. Now it is said that they have simply argued against one or two constitutional questions that were involved.

One of the most serious reports that will be dwelt upon in the report will be the (city of Dunbar) judgment, in which Justice Hooker was shown to have influenced Justice White to render a judgment favorable to himself and his partner, Lester E. Stearns, the State Tax Commissioner. Friends of Justice Hooker have been setting up the claim that former Deputy Attorney-General Henry B. Coman, counsel for the Assembly Judiciary Committee, had not connected Justice Hooker sufficiently strongly with that transaction.

It is said that the committee is unanimous in finding that he endeavored to pervert justice in that case.

SEEMS TO ENJOIN RAILROADS.

Interstate Commission Tries to Prevent
Discrimination in Rates.

CHICAGO, April 29.—District Attorney C. B. Morrison, acting for the Interstate Commerce Commission, filed a petition for an injunction this afternoon in the United States Circuit Court against the Chicago Great Western Railroad Company and seventeen other railroads entering Missouri River towns to restrain the railroads from making a discrimination in prices for the shipment of live cattle and dressed meats to Chicago.

The petition for an injunction is based on a recent decision of the commission prohibiting the alleged discrimination charged by the Chicago Livestock Exchange. Being unable to enforce the conditions of its decision, the Interstate Commerce Commission appealed to District Attorney Morrison and he filed the petition for an injunction. The petition was submitted to Judge Landis, who ordered that the defendants be served with copies of the bill of complaint and make answer by June 1.

SUBWAY TO BATTERY JULY 1.

Interborough Company About to Make First
Payment of Interest to City.

The subway loop under Battery Park, around which Manhattan and Bronx cars are to swing for their return trip, is nearly finished. The work of laying the steel rails is already under way. It is expected that the lower Broadway section of the loop will be in operation by July 1.

The Interborough company will make early next week its first payment to the city in the shape of four per cent. on the money advanced for the building of the subway. The payment will be the interest due for the first quarter of the year plus the time from opening on Oct. 17 last year to Dec. 31.

The amount due to the city is about \$250,000, but the interest to be paid by the city on the \$1,000,000 cash security lodged by the contractor for nearly four years during the construction of the tunnel will reduce it to about \$200,000. This does not include the 1 per cent. which the company must contribute toward providing a sinking fund for the redemption of the bonds issued by the city for the building of the subway. That will be paid at the end of every year.

RUSSIANS IN ANOTHER BAY.

Battle Fleet at Anchor 50 Miles North of
Kamranh—Fire on Steamer.

Special Cable Dispatch to The Sun.
From The Sun Correspondent at Hongkong.
HONGKONG, April 29.—The steamer Stettin reports that thirty-seven ships of the Baltic fleet were anchored in Honkobe Bay, fifty miles north of Kamranh, on Saturday.

Two scout ships appeared and one fired a blank shot at the Stettin. After making inquiries the Russian commander told the captain to proceed.

FOR RECORDING MORTGAGE TAX.

Gov. Higgins Says He Would Be Glad If a
Bill to That Effect Were in His Hands.